

The United States District Court
Middle District of Alabama
RECEIVED

Billy Gay ALLS 161437006 JUN 19 A 10:35

V

Gwendolyn Mosley

DEBRA E. HALL, CLERK
U.S. DISTRICT COURT
MIDDLE DISTRICT ALA

3:05-CV-1228-MEF

Petitioners APPEAL of The
ORDER by MAGistrate

INTO this COURT comes Billy ALLS (ALLS) by And Thru
Him Self And would now APPEAL said ORDER (Doc 32)
AS ISSUED by MAGistrate (WALKER) ON 12 June 2006
IN re (Doc 31) This order is FRIVOLES AND WALKER HAS
NO JURISDICTION to ISSUE ANY type OF ORDER UPON
A motion Filed With IN the CIRCUIT COURT OF the
County OF Randolph That Pretains to the Pending
Rule 32 Post Conviction IN that County, had WALKER
Read And Understood The EXPLANATION (Doc 31)
Served in this COURT ON 8-June 2006 She would
HAVE OR Should HAVE KNOWN that ALLS did in
Good FAITH Notify, This COURT that due to the
FACT that his PREVIOUSLY Filed Post Conviction
Petition Rule 32" WAS Still Pending ALLS Felt that
he Should Give the Randolph County Circuit
COURT (State OF ALA) one FINAL OPPERTUNITY to
handle

AND CORRECT this GROSS MIS CARRIAGED Justice
ALLS did ALSO Feel that he Should notify this Hon.
Court OF his ACTION on the Pending Rule 32 IN the
State Court CC-90-007-60 & CC-90-008-60 There
fore ALLS did File (Doc 31) AN EXPLANATION OF his
ACTION INTO This Court (Doc 31) AND Inclosed
Copies OF the motion Filed IN the Circuit Court
OF Randolph County ALLS had been under the
IMPRESSION that said Petition had been Denied by
the Court OF CRIMINAL APPEALS OF ALABAMA until
the Respondants Attorney (SAXON) Stated IN her
Response (Doc 17) that it was still Pending IN the
State Court.

ALLS felt that PURSUANT to the Requirement OF
EXHAUSTION OF his State Remedies that he Should
AFord Judge Thomas Young of the Circuit Court OF
Randolph Count one more FAIR AND FULL OPPERTUNITY
to CORRECT The GROSS MIS CARRIAGE OF Justice Allowed
by The Circuit Court Judge Dale Segrest IN the
ORIGINAL Coerced Plea hearing.

ALLS Filed This Pending Rule 32 Petition ON APRIL, 11, 2005
It has never been Ruled ON by the Circuit Court
Judge Thomas young.

ALLS does now PROtest the Action by WALKER And
ASK that this Frivolous order (Doc 32) be declared
moot

Do to the Complete LACK of Jurisdiction by WALKER
To Issue Any Type of Order (Judgment) IN And
on A State Court motion.

(Doc 32) WALKER frivolous And IMPROPER order IS
due to the LACK of Attention being given To this
INSTANT HABEAS CORPUS Petition And The Clearly
Established Federal Judicial system

28 USC § 2241 Thru. 2254 Plus The Rules
governing HABEAS CORPUS 28 USC § 2254 This
APPEAL to the District Court Judge M. E. FULLER
is due to be granted for good CAUSE Shown.

Executed 6-16-06
CC File
CC YVonne SAXON
ATT. Gen

Respectfully Submitted
Billy Gay Alls
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